



RCE/1700  
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PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|  |                             |                        |
|--|-----------------------------|------------------------|
| <p style="text-align: center;"><b>Request<br/>For<br/>Continued Examination (RCE)<br/>Transmittal</b></p> <p>Address to:<br/>MS RCE<br/>Commissioner for Patents<br/>P.O. Box 1450<br/>Alexandria, VA 22313-1450</p> | <i>Application Number</i>   | 09/870239-Conf. #08818 |
|  | <i>Filing Date</i>          | May 30, 2001           |
|  | <i>First Named Inventor</i> | Tie Lan                |
|  | <i>Art Unit</i>             | 1714                   |
|  | <i>Examiner Name</i>        | W. Katarzyna           |
|  | <i>Attorney Docket No.</i>  | 28682/71114            |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

|   |  |
|---|--|
| <p><b>1. Submission required under 37 CFR 1.114</b> Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).</p>   |  |
| <p>a. <input type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.</p> <p>i. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____</p> <p>ii. <input type="checkbox"/> Other _____</p>  |  |
| <p>b. <input checked="" type="checkbox"/> Enclosed</p> <p>i. <input checked="" type="checkbox"/> Preliminary Amendment      iii. <input type="checkbox"/> Information Disclosure Statement (IDS)</p> <p>ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)      iv. <input type="checkbox"/> Other _____</p>  |  |
| <p><b>2. Miscellaneous</b></p> <p>a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)</p> <p>b. <input type="checkbox"/> Other _____</p>  |  |
| <p><b>3. Fees</b> The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.</p> <p>a. <input type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____</p> <p>i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e)</p> <p>ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)</p> <p>iii. <input type="checkbox"/> Other _____</p> <p>b. <input checked="" type="checkbox"/> Check in the amount of \$ 770.00 enclosed</p> <p>c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)</p> |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                            |                                   |                       |
|-------------------|----------------------------|-----------------------------------|-----------------------|
| Name (Print/Type) | Richard H. Anderson        | Registration No. (Attorney/Agent) | 26,526                |
| Signature         | <i>Richard H. Anderson</i> |                                   | Date October 16, 2003 |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 16, 2003

Signature: *Richard H. Anderson* (Richard H. Anderson)

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 770.00)

## Complete if Known

|                      |                        |
|----------------------|------------------------|
| Application Number   | 09/870239-Conf. #08818 |
| Filing Date          | May 30, 2001           |
| First Named Inventor | Tie Lan                |
| Examiner Name        | W. Katarzyna           |
| Art Unit             | 1714                   |
| Attorney Docket No.  | 28682/71114            |

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## METHOD OF PAYMENT (check all that apply)

 Check  Credit Card  Money Order  Other  None

 Deposit Account:

Deposit Account Number

13-2855

Deposit Account Name

MARSHALL, GERSTEIN &amp; BORUN LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

## Large Entity Small Entity

| Fee Code          | Fee (\$) | Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|-------------------|----------|----------|----------|------------------------|----------|
| 1001              | 770      | 2001     | 385      | Utility filing fee     |          |
| 1002              | 340      | 2002     | 170      | Design filing fee      |          |
| 1003              | 530      | 2003     | 265      | Plant filing fee       |          |
| 1004              | 770      | 2004     | 385      | Reissue filing fee     |          |
| 1005              | 160      | 2005     | 80       | Provisional filing fee |          |
| SUBTOTAL (1) (\$) |          | 0.00     |          |                        |          |

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | -20** = | Extra Claims | Fee from below | Fee Paid |
|--------------------|---------|--------------|----------------|----------|
| Independent Claims |         |              |                |          |
| Multiple Dependent |         |              |                |          |

| Large Entity      | Small Entity | Fee Description   |
|-------------------|--------------|---|
| Fee Code          | Fee (\$)     | Fee Description   |
| 1202              | 18           | 2202 9 Claims in excess of 20                                     |
| 1201              | 86           | 2201 43 Independent claims in excess of 3                         |
| 1203              | 290          | 2203 145 Multiple dependent claim, if not paid                    |
| 1204              | 86           | 2204 43 ** Reissue independent claims over original patent        |
| 1205              | 18           | 2205 9 ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) |              |   |

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

| Large Entity        | Small Entity | Fee Description | Fee Paid  |
|---------------------|--------------|-----------------|---|
| Fee Code            | Fee (\$)     | Fee Code        | Fee (\$)  |
| 1051                | 130          | 2051            | 65 Surcharge - late filing fee or oath  |
| 1052                | 50           | 2052            | 25 Surcharge - late provisional filing fee or cover sheet.                    |
| 1053                | 130          | 1053            | 130 Non-English specification   |
| 1812                | 2,520        | 1812            | 2,520 For filing a request for ex parte reexamination                         |
| 1804                | 920*         | 1804            | 920* Requesting publication of SIR prior to Examiner action                   |
| 1805                | 1,840*       | 1805            | 1,840* Requesting publication of SIR after Examiner action                    |
| 1251                | 110          | 2251            | 55 Extension for reply within first month                                     |
| 1252                | 420          | 2252            | 210 Extension for reply within second month                                   |
| 1253                | 950          | 2253            | 475 Extension for reply within third month                                    |
| 1254                | 1,480        | 2254            | 740 Extension for reply within fourth month                                   |
| 1255                | 2,010        | 2255            | 1,005 Extension for reply within fifth month                                  |
| 1401                | 330          | 2401            | 165 Notice of Appeal  |
| 1402                | 330          | 2402            | 165 Filing a brief in support of an appeal                                    |
| 1403                | 290          | 2403            | 145 Request for oral hearing  |
| 1451                | 1,510        | 1451            | 1,510 Petition to institute a public use proceeding                           |
| 1452                | 110          | 2452            | 55 Petition to revive - unavoidable   |
| 1453                | 1,330        | 2453            | 665 Petition to revive - unintentional  |
| 1501                | 1,330        | 2501            | 665 Utility issue fee (or reissue)  |
| 1502                | 480          | 2502            | 240 Design issue fee  |
| 1503                | 640          | 2503            | 320 Plant issue fee   |
| 1460                | 130          | 1460            | 130 Petitions to the Commissioner   |
| 1807                | 50           | 1807            | 50 Processing fee under 37 CFR 1.17(q)  |
| 1806                | 180          | 1806            | 180 Submission of Information Disclosure Stmt                                 |
| 8021                | 40           | 8021            | 40 Recording each patent assignment per property (times number of properties) |
| 1809                | 770          | 2809            | 385 Filing a submission after final rejection (37 CFR 1.129(a))               |
| 1810                | 770          | 2810            | 385 For each additional invention to be examined (37 CFR 1.129(b))            |
| 1801                | 770          | 2801            | 385 Request for Continued Examination (RCE) 770.00                            |
| 1802                | 900          | 1802            | 900 Request for expedited examination of a design application                 |
| Other fee (specify) |              |                 |   |

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

770.00

## SUBMITTED BY

(Complete if applicable)

|                   |                            |                                   |        |           |                  |
|-------------------|----------------------------|-----------------------------------|--------|-----------|------------------|
| Name (Print/Type) | Richard H. Anderson        | Registration No. (Attorney/Agent) | 26,526 | Telephone | (312) 474-9556   |
| Signature         | <i>Richard H. Anderson</i> |                                   |        | Date      | October 16, 2003 |

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